

## 2013 DRAFTING REQUEST

### Assembly Amendment (AA-AB40)

Received: 5/9/2013 Received By: chanaman  
Wanted: As time permits Same as LRB:  
For: Legislative Fiscal Bureau By/Representing: Zimmerman  
May Contact: Drafter: chanaman  
Subject: Legislature - miscellaneous Addl. Drafters:  
State Govt - printing Extra Copies:

Submit via email: NO  
Requester's email:  
Carbon copy (CC) to:

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#### Pre Topic:

LFB:.....Zimmerman -

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#### Topic:

Electronic publication of administrative code and register

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#### Instructions:

See attached

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#### Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	chanaman 5/9/2013	csicilia 5/14/2013	phenry 5/14/2013	_____			
/P1		csicilia 6/3/2013	phenry 6/3/2013	_____	sbasford 5/14/2013		
/P2				_____	mbarman 6/3/2013		

FE Sent For:

<END>



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/?	chanaman 5/9/2013	csicilia	5/14 ph	5/14 ph			
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FE Sent For:

<END>



*State of Wisconsin*  
2013 - 2014 LEGISLATURE

830 AM



6058/p1

LRB-1500/P2

MED:cjs:jf

↑  
Keep

**PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION**

54

1 **AN ACT to repeal** 13.92 (2m) (c), 20.505 (1) (fz), 35.84 (figure) columns C and F,  
2 227.17 (3) (c) and (d), 227.17 (3) (e), 227.22 (2) (d) and 227.22 (4); **to renumber**  
3 35.18 (1); **to renumber and amend** 35.18 (2) and 35.23; **to amend** 13.92 (1)  
4 (bm) (intro.), 13.92 (1) (bm) 1., 13.92 (1) (bm) 3., 13.92 (2) (i), 13.92 (2) (j), 13.92  
5 (2m) (title), (a), (b) and (d), 13.92 (4) (a), 20.004 (2), 35.01 (2), 35.012, 35.05 (1),  
6 (2) (b) and (3), 35.095 (3) (a), 35.17, the unnumbered title preceding 35.18, 35.18  
7 (2) (title), 35.20, 35.50 (2) and (3), 35.56 (1) (a), 35.81 (3), the unnumbered title  
8 preceding 35.93, 101.055 (3) (a), 227.135 (3), 227.14 (4m), 227.16 (2) (e) (intro.),  
9 227.17 (1) (a) and (b), 227.17 (2), 227.17 (3) (b), 227.17 (3) (em), 227.19 (2),  
10 227.20 (1), 227.21 (1), 227.22 (1), 227.24 (1) (e) 2., 227.24 (3), 227.40 (6) and  
11 889.01; **to repeal and recreate** 35.93; and **to create** 13.92 (1) (f), 20.505 (1)  
12 (fz), 35.18 (1) (b), 35.18 (2) (b), 227.01 (8m) and 227.21 (2) (c) of the statutes;  
13 **relating to:** revision and publication of the Wisconsin Statutes, Wisconsin  
14 Acts, Wisconsin Annotations, and the Wisconsin Administrative Code and  
15 Register, publication and effective dates for administrative rules, correction of

1 nonsubstantive errors in enrolling and publishing, and making an  
2 appropriation.

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### ***Analysis by the Legislative Reference Bureau***

The Wisconsin Administrative Code (code) is a compendium of all administrative rules of state agencies currently in effect. The Wisconsin Administrative Register (register) is the publication where new rules and revisions to rules are published. It also contains notices of proposed rule making, notices of public hearings relating to proposed rules, and certain other information.

Current law requires the paper printing of the code and register in the format and method of printing determined by the Legislative Reference Bureau (LRB). The Department of Administration (DOA) must contract for the printing of the code and register and must charge the legislature for the cost of printing. Current law also requires the distribution of the code and register, as well as other state documents, to constitutional officers, legislative service agencies, the judiciary, state agencies, libraries, and certain federal offices and officers at the expense of the legislature. The legislature finances the printing and distribution with general purpose revenue. DOA also sells subscriptions to the code and register and deposits receipts into the general fund. Currently, one section of the register consists of notices of administrative actions and certain other material specified by law and another section consists of the text of new or revised code provisions. The notice section is published semi-monthly and the complete register is published monthly.

This bill eliminates the requirement that the code and register be published in a printed paper format and eliminates the distribution of the code and register to constitutional officers, legislative service agencies, the judiciary, state agencies, libraries, and certain federal offices and officers. The bill also eliminates the paid subscription service to the code and register administered by DOA. Instead, the bill requires the LRB to publish the code and register on the Internet in one or more electronic file formats determined by the LRB. The bill also allows the LRB to publish the code on other electronic media in one or more electronic file formats determined by the LRB.

In addition, the bill requires the LRB to electronically publish interim updated versions of the biennial Wisconsin Statutes (electronic updates) on the Internet in one or more electronic file formats determined by the LRB, and allows the LRB to publish electronic updates on other electronic media in one or more electronic file formats determined by the LRB. The bill requires the LRB to include with each such electronic update certain information indicating the date of the electronic update and how current the update is and to include a certification that the LRB has verified that the electronic update is correctly published. The bill does not affect the printing of the biennial Wisconsin Statutes.

Under current law, the LRB must publish every act and every portion of an act which is enacted by the legislature over the governor's partial veto on its date of publication. The bill clarifies that publication of acts by the LRB on the date of

publication is electronic publication on the Internet and provides that the LRB may so publish each act on the Internet in one or more electronic file formats determined by the LRB. The bill also allows the LRB to publish acts on other electronic media in one or more electronic file formats determined by the LRB.

Under current law, unless otherwise determined by the LRB, each edition of the printed code, register, and statutes must be substantially the same in format, printing, and binding as the previous edition of the same publication. Under the bill, unless otherwise determined by the LRB, the LRB must electronically publish the code, register, and statutes in a format that is in substantially the same format as the previous edition or version of the same publication.

The bill requires the LRB to maintain electronic archives of electronically published code chapters, registers, statute updates, and acts in an electronic file format that allows for their continued usability. The bill also requires the LRB to print one or more copies of each code chapter each time it is published and to preserve the printed copies as a permanent archive.

The bill requires the LRB to publish the register on the first Monday of each week, or the next working day if Monday is a holiday. The bill codifies existing differences in content between the complete register and the other issues of the register.

Under current law, subject to certain exceptions, final permanent rules become effective on the first day of the month commencing after the rule's date of publication. Current law provides that the date of publication for a permanent rule is the first date on which an issue of the register is mailed to any person entitled to receive paper copies of the register. Under the bill, for purposes of determining when permanent rules take effect, the date of publication is instead the date the code chapters affected by the permanent rule are electronically published in the register.

Under current law, either the text of a proposed rule and its fiscal estimate, or a summary of each, must be published in the register as part of each hearing notice for a proposed rule. The bill requires instead the electronic publication in the register of an entire proposed rule and all other materials relating to the rule as a part of the hearing notice, either in full text or by use of a hypertext link to the full text.

Under current law, each issue of the register must contain a brief description of each emergency rule that is in effect. In addition to these notices, the bill requires the publication in the register of emergency rules themselves, either in full text or by use of a hypertext link to the full text.

The bill requires state agencies to submit to the LRB for publication all proposed administrative rules, as well as notices, certain analyses, fiscal estimates, and statements relating to proposed rules that are currently required to be published in the register, in an electronic format approved by the LRB.

Currently, an agency files a promulgated rule with the LRB, the LRB incorporates the promulgated rule into the code, and the LRB prints those chapters of the code affected by the filed rule in the register, but does not print the final promulgated rule itself in the register. This bill requires each final promulgated rule filed with the LRB to be published in a register, either in full text or by use of a hypertext link to the full text.

Currently, the printed Wisconsin statutes, acts, and rules, as published by the LRB, are prima facie evidence in Wisconsin courts that these publications are what they purport to be. This bill provides that the electronically published code, register, statutes, and acts are prima facie evidence in Wisconsin courts that these publications are what they purport to be.

Under current law, the LRB must correct obvious typographical errors in enrolling legislation and in preparing Wisconsin acts and the Laws of Wisconsin. The bill instead provides that the LRB must correct minor clerical errors, conforming the statute to the legislature's Joint Rules.

Under current law, the LRB must correct obvious typographical errors in preparing the Wisconsin Statutes and the code. The bill instead provides that the LRB must correct obvious nonsubstantive errors in publishing the biennial printed Wisconsin Statutes, the electronic updates of the Wisconsin Statutes, and the code.

Current law also provides that, when two or more acts of a legislative session affect the same statutory unit without taking cognizance of each other, the LRB may incorporate the changes made by the acts if there is no mutual inconsistency between the acts. The LRB must then place a note below the affected section and include a provision in a correction bill to formally validate the incorporation. The bill clarifies that, when placing a note in the statutes for such an incorporation, the LRB will place the note below the statutory unit.

Current law requires the LRB, prior to August 1 of each even-numbered year, to report to the legislature's law revision committee (LRC) those reported opinions of the attorney general, and those reported decisions of any federal district court, or any state or federal appellate court, in which Wisconsin statutes or session laws are stated to be in conflict, ambiguous, anachronistic, unconstitutional, or otherwise in need of revision. The bill instead requires the LRB to so report to the LRC by the end of each even-numbered year.

The bill clarifies, in various provisions in current law relating to state printing, that the Wisconsin Annotations are no longer a distinct publication and are instead incorporated into the Wisconsin Statutes.

Under current law, an agency may, with the consent of the attorney general (AG), adopt standards established by technical societies and organizations of recognized national standing by incorporating the standards in its rules by reference to the publication in which they appear, without reproducing the standards in full. The AG may consent to incorporation by reference only in a rule of limited public interest and in a case where the incorporated standards are readily available in published form or are available in electronic format. Each rule containing an incorporation by reference must state how the material incorporated may be obtained and, subject to limited exceptions, must state that the standards are on file at the offices of the agency and the LRB. The bill does not modify these provisions, but also allows an agency to provide the LRB with one or more Web addresses to provide electronic access to the standards for publication in conjunction with publication of the code and register.

Current law provides that, if certain safety standards adopted by the Department of Safety and Professional Services (DPS) are identical to regulations

adopted by a federal agency, the standards need not be duplicated in the code and register if the identical federal regulations are made available to the public at a reasonable cost, the standards are promulgated in accordance with the rule-making process, and paper copies of the regulations are distributed to certain statutory recipients. Instead of requiring distribution of paper copies of the regulations adopting safety standards, the bill provides that DSPS may provide to the LRB one or more Web addresses to provide electronic access to the standards for publication in conjunction with publication of the code and register.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

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***The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:***

(97) #Page 66, line 5: after that line insert:  
1 SECTION 1. 13.92 (1) (bm) (intro.) of the statutes is amended to read:  
2 13.92 (1) (bm) *Revision of statutes.* (intro.) The legislative reference bureau  
3 shall prepare copy for the biennial Wisconsin statutes for publication under s. 35.18  
4 (1), and for this purpose it:

5 SECTION 2. 13.92 (1) (bm) 1. of the statutes is amended to read:  
6 13.92 (1) (bm) 1. Shall formulate and prepare a definite plan for the order,  
7 classification, arrangement, ~~printing and binding~~ publication of the statutes, and  
8 prepare and at each session of the legislature present bills to the law revision  
9 committee of the joint legislative council containing such consolidation, revision, and  
10 other matter relating to the statutes as time permits.

11 SECTION 3. 13.92 (1) (bm) 3. of the statutes is amended to read:  
12 13.92 (1) (bm) 3. May, where the application or effect of a statute, by its terms,  
13 depends on the time when the act creating the statute took effect, substitute the  
14 actual effective date for the various forms of expression which mean that date, such  
15 as "when this act (or chapter, or section) takes effect", or "after (or before) the effective  
16 date of this act (or chapter, or section)", in ~~preparing copy for the biennial printing~~  
17 of publishing the Wisconsin statutes under s. 35.18 (1).



279  
1 SECTION 4. 13.92 (1) (f) of the statutes is created to read:

2 13.92 (1) (f) *Archives*. 1. The legislative reference bureau shall permanently  
3 maintain each act published under s. 35.095 (3) (a) on the Internet in an electronic  
4 file format that the legislative reference bureau determines to be appropriate to  
5 allow for the continued usability of the previously published acts and may change the  
6 electronic file format over time to assure continued usability.

7 2. The legislative reference bureau shall maintain a permanent database of the  
8 statutes published under s. 35.18 (1) (b) in an electronic file format that the  
9 legislative reference bureau determines to be appropriate to allow for the continued  
10 usability of the previously published statutes and may change the electronic file  
11 format over time to assure continued usability.

12 3. The legislative reference bureau shall permanently maintain each  
13 Wisconsin administrative register published under s. 35.93 (2) on the Internet in an  
14 electronic file format that the legislative reference bureau determines to be  
15 appropriate to allow for the continued usability of the previously published registers  
16 and may change the electronic file format over time to assure continued usability.

17 4. a. The legislative reference bureau shall permanently maintain each chapter  
18 of the Wisconsin administrative code published under s. 35.93 (3) on the Internet in  
19 an electronic file format that the legislative reference bureau determines to be  
20 appropriate to allow for the continued usability of the previously published chapters  
21 and may change the electronic file format over time to assure continued usability.

22 b. The legislative reference bureau shall print one or more copies of each  
23 administrative code chapter published under s. 35.93 (3) and preserve the printed  
24 copies as a permanent archive. The legislative reference bureau may print and

1 distribute additional copies to other agencies or persons as it considers to be  
2 appropriate for archival purposes.

3 <sup>27j</sup>  
SECTION 5. 13.92 (2) (i) of the statutes is amended to read:

4 13.92 (2) (i) Serve as editor of the biennial Wisconsin statutes. In preparing  
5 each edition, if 2 or more acts of a legislative session affect the same statutory unit  
6 without taking cognizance of the effect thereon of the other acts and if the chief finds  
7 that there is no mutual inconsistency in the changes made by each such act, the chief  
8 shall incorporate the changes made by each act into the text of the statutory unit and  
9 document the incorporation in a note to the ~~section~~ statutory unit. For each such  
10 incorporation, the chief shall include in a correction bill a provision formally  
11 validating the incorporation. Section 990.07 is not affected by ~~printing~~ decisions  
12 made by the chief under this paragraph.

13 <sup>27k</sup>  
SECTION 6. 13.92 (2) (j) of the statutes is amended to read:

14 13.92 (2) (j) Prior to ~~August 1~~ the end of each even-numbered year, report to  
15 the law revision committee those reported opinions of the attorney general, and those  
16 reported decisions of any federal district court, or any state or federal appellate court,  
17 in which Wisconsin statutes or session laws are stated to be in conflict, ambiguous,  
18 anachronistic, unconstitutional, or otherwise in need of revision.

19 <sup>27p</sup>  
SECTION 7. 13.92 (2m) (title), (a), (b) and (d) of the statutes are amended to read:

20 13.92 (2m) (title) PRINTING PUBLICATION COSTS.

21 (a) Printing Publication of the Wisconsin statutes under s. 35.18 (1).

22 (b) Printing Publication of the Wisconsin town law forms under s. 35.20.

23 (d) Printing Publication of the Wisconsin administrative code and register  
24 under s. 35.93.

25 SECTION 8. 13.92 (2m) (c) of the statutes is repealed.

<sup>27pg</sup>

275  
SECTION 9. 13.92 (4) (a) of the statutes is amended to read:

13.92 (4) (a) The legislative reference bureau shall ~~prepare copy for publication~~  
~~in compile and publish~~ the Wisconsin administrative code as provided in s. 35.93 (3).  
Whenever the legislative reference bureau receives notice under s. 227.40 (6) of the  
entry of a declaratory judgment determining the validity or invalidity of a rule, the  
legislative reference bureau shall insert an annotation of that determination in the  
Wisconsin administrative code under the rule that was the subject of the  
determination.

④ # Page 124, line 6: after that line insert:  
SECTION 10. 20.004 (2) of the statutes is amended to read:

20.004 (2) Immediately following the final adjournment of the legislature, or  
at convenient intervals prior thereto, the department of administration shall amend  
the schedule and summaries set forth in s. 20.005 to include all fiscal acts of the  
legislature, and submit the composite amended schedule and summaries to the joint  
committee on finance for approval. When approved, the department of  
administration shall then submit the schedule and summaries to the legislative  
reference bureau, which shall print the revised schedules and summaries of all state  
funds in the ensuing issue edition of the biennial Wisconsin statutes printed under  
s. 35.18 (1) (a) as part of s. 20.005 and in lieu of the schedules and summaries printed  
in the preceding issue edition of the biennial Wisconsin statutes. If any conflict exists  
between ss. 20.115 to 20.875 and s. 20.005, ss. 20.115 to 20.875 shall control and s.  
20.005 shall be changed to correspond with ss. 20.115 to 20.875. All appropriations  
are to be rounded to the nearest \$100 and if any appropriation is made which is not  
so rounded the department of administration, when preparing the composite  
amended schedule and summaries, shall show the appropriation increased to the  
next \$100.

1r

④ # Page 383, line 5: after that line insert:

1 ✓ SECTION 11. 20.505 (1) (fz) of the statutes is created to read:

2 20.505 (1) (fz) *Administrative code and register subscription refunds.* A sum  
3 sufficient to make the refunds to subscribers to the Wisconsin administrative code  
4 and register authorized under 2013 Wisconsin Act .... (this act), section 9127 (2).

5 SECTION 12. 20.505 (1) (fz) of the statutes, as created by 2013 Wisconsin Act ....

6 (this act), is repealed. ✓

④ # Page 418, line 6: after that line insert:

7 ✓ SECTION 13. 35.01 (2) of the statutes is amended to read:

8 35.01 (2) Class 2 — Wisconsin statutes, ~~annotations~~ and Blue Book.

9 SECTION 14. 35.012 of the statutes is amended to read:

10 **35.012 State printing; exception.** All printing contracted for under this  
11 chapter, except statutes ~~and annotations~~ of the 2nd class, yearbooks, and other  
12 similar student publications not funded by student fees or student organization  
13 income, printing of the 5th and 7th classes, and such copyrighted or patented or  
14 printing specialties not available for production within this state, shall be printed in  
15 this state. Printing contracted for under this chapter which is required under this  
16 section to be printed in this state may be done in another state if the laws of that state  
17 allow printing contracted for under its laws to be done in this state.

18 SECTION 15. 35.05 (1), (2) (b) and (3) of the statutes are amended to read:

19 35.05 (1) All printing for the legislature shall be in such form and printed in  
20 such manner and amount as may be determined by the joint rules of the legislature,  
21 or in the case of printing of a nature that is the concern of one house only, then as  
22 determined by that house except as provided for the Wisconsin statutes, and the  
23 Laws of Wisconsin and the ~~Wisconsin administrative code and register~~ under s. 35.50  
24 (2).

1 (2) (b) When printing concerns both houses the form or amount of such printing  
2 may be determined by the joint rules or by joint resolution or by the joint committee  
3 on legislative organization, subject to any provisions of the joint rules or joint  
4 resolutions, except as provided for the Wisconsin statutes, and the Laws of Wisconsin  
5 ~~and the Wisconsin administrative code and register~~ under s. 35.50 (2).

6 (3) All printing that has a customary form, number of copies, or other features  
7 shall continue to conform to such form or other requirements until changed by or  
8 under authority of statute, joint rule, or rule of either house, except as provided for  
9 the Wisconsin statutes, and the Laws of Wisconsin ~~and the Wisconsin administrative~~  
10 ~~code and register~~ under s. 35.50 (2).

11 <sup>575dp</sup> SECTION 16. 35.095 (3) (a) of the statutes, as affected by 2013 Wisconsin Act 5,  
12 is amended to read:

13 35.095 (3) (a) The legislative reference bureau shall publish every act and every  
14 portion of an act ~~which~~ that is enacted by the legislature over the governor's partial  
15 veto on its date of publication on the Internet in one or more electronic file formats.  
16 The legislative reference bureau may electronically publish every act and every  
17 portion of an act that is enacted by the legislature over the governor's partial veto  
18 on other electronic media in one or more electronic file formats, as the legislative  
19 reference bureau determines.

20 <sup>575f</sup> SECTION 17. 35.17 of the statutes is amended to read:

21 **35.17 Correcting typographical obvious errors in enrolling and**  
22 **publishing.** (1) In enrolling under s. 13.92 (1) (b) 3. and for publishing under ss.  
23 35.095, 35.15, and 35.35 (1) (a), the legislative reference bureau shall correct obvious  
24 typographical minor clerical errors. No such correction shall be deemed an  
25 alteration of the enrolled copy. ~~Like corrections shall be made by the~~

1       (2) The legislative reference bureau in printing shall correct obvious  
2       nonsubstantive errors when publishing the Wisconsin statutes under s. 35.18 (1) (a)  
3       and (b) and the administrative code under s. 35.93 (3).

4       (3) On questions of orthography the current edition of Webster's new  
5       international dictionary shall be taken as the standard.

6       <sup>575fp</sup>  
7       SECTION 18. The unnumbered title preceding 35.18 of the statutes [precedes  
8       35.18] is amended to read:

9                       STATUTES, ANNOTATIONS, AND TOWN

10                      LAW FORMS; CLASS 2 PRINTING

11       <sup>575h</sup>  
12       SECTION 19. 35.18 (1) of the statutes is renumbered 35.18 (1) (a).

13       <sup>575hp</sup>  
14       SECTION 20. 35.18 (1) (b) of the statutes is created to read:

15       35.18 (1) (b) 1. The legislative reference bureau shall electronically publish  
16       interim updated versions of the statutes included in the biennial Wisconsin statutes  
17       printed under par. (a) on the Internet in one or more electronic file formats. The  
18       legislative reference bureau may electronically publish the updated versions on  
19       other electronic media in one or more electronic file formats, as the legislative  
20       reference bureau determines.

21       2. The legislative reference bureau shall include in the updated versions of the  
22       statutes electronically published under subd. 1. all general statutes in force, except  
23       that the legislative reference bureau may omit tables and graphic images from  
24       publication in a particular electronic file format if the legislative reference bureau  
25       determines that the tables and graphic images are incompatible with that electronic  
file format. If the legislative reference bureau omits tables or graphic images from  
publication in a particular electronic file format, it shall insert a note following the  
affected statutory unit identifying the omission and providing a hypertext link

1 providing electronic access to the table or graphic image. The legislative reference  
2 bureau shall at all times publish the statutes on the Internet in at least one electronic  
3 file format that allows for publication of all tables and graphic images contained in  
4 the statutes.

5 3. The legislative reference bureau shall include all of the following with each  
6 updated version of the statutes published under subd. 1.:

7 a. The date of publication for the updated version.

8 b. The edition of the biennial Wisconsin statutes that is being updated.

9 c. The act number of the most recent legislative act included in the updated  
10 version.

11 d. The date through which the updated version has been updated. The updated  
12 version shall include all legislative acts that were enacted, and all supreme court  
13 orders affecting statutes that were entered, on or before the date referenced in this  
14 subd. 3. d.

15 e. A notice stating that the updated version of the statutes electronically  
16 published under this paragraph is certified under sub. (2) (b).

17 <sup>575j</sup>  
SECTION 21. 35.18 (2) (title) of the statutes is amended to read:

18 35.18 (2) (title) LEGISLATIVE REFERENCE BUREAU CERTIFICATE CERTIFICATION.

19 SECTION 22. 35.18 (2) of the statutes is renumbered 35.18 (2) (a) and amended  
20 to read: <sup>575jp</sup>

21 35.18 (2) (a) After making the necessary comparison, the chief of the legislative  
22 reference bureau shall annex, ~~at the end of one copy of each newly printed statute,~~  
23 ~~which shall be filed~~ sign and file in the office of the secretary of state as a public  
24 record, a certificate certifying that the bureau has compared each printed section  
25 therein contained in the biennial Wisconsin statutes printed under sub. (1) (a) with

1 the original section of the statutes, or, ~~as the case may be~~, with the original section  
2 contained in the enrolled act from which the section was derived, together with all  
3 amendments of such original section, if any, and that all the sections appear to be  
4 correctly printed. All other copies of the biennial Wisconsin statutes printed under  
5 sub. (1) (a) shall contain a printed copy of such certificate.

6 **SECTION 23.** <sup>575L</sup> 35.18 (2) (b) of the statutes is created to read:

7 35.18 (2) (b) After making the necessary comparison, the legislative reference  
8 bureau shall publish on the Internet, and with each electronic publication of the  
9 Wisconsin statutes under sub. (1) (b), a certification that the bureau has compared  
10 each section of the Wisconsin statutes published under sub. (1) (b) with the original  
11 section of the statutes, or with the original section contained in the enrolled act from  
12 which the section was derived, together with all amendments of such original  
13 section, if any, and that all the sections appear to be correctly published. The  
14 certification shall indicate any electronic file formats in which the statutes are  
15 published that do not contain all graphic images and tables due to incompatibility  
16 with the electronic file format.

17 **SECTION 24.** <sup>575Lp</sup> 35.20 of the statutes is amended to read:

18 **35.20 Wisconsin Town Law Forms.** With each issue edition of the biennial  
19 Wisconsin statutes printed under s. 35.18 (1) (a), under the supervision of the  
20 legislative reference bureau, an edition will be printed as directed by the department  
21 for distribution by the department to all town clerks, of a volume to be designated  
22 “Wisconsin Town Law Forms” containing suitable forms for use in the administration  
23 of laws relating to: common schools; the county board; the powers, duties and  
24 liabilities of towns, town officers and the assessment of taxes; highways, bridges and



1 drainage districts; and such other forms as the legislative reference bureau  
2 determines desirable and practicable.

3 <sup>575 n</sup> SECTION ~~25~~. 35.23 of the statutes is renumbered 35.18 (4) and amended to read:

4 35.18 (4) ~~WISCONSIN~~ ANNOTATIONS. The legislative reference bureau shall  
5 prepare such annotations as will keep the volume known as “Wisconsin  
6 Annotations,” up to date, and ~~print such continuations in each biennial issue of the~~  
7 include those annotations in the Wisconsin statutes published under sub. (1) (a) and  
8 (b).

9 <sup>575 np</sup> SECTION ~~26~~. 35.50 (2) and (3) of the statutes are amended to read:

10 35.50 (2) Unless otherwise required by law, each edition of the Blue Book and  
11 the reports specified in ss. 35.26 and 35.27, and reprints thereof, shall be  
12 substantially the same in printing and binding as the previous edition of the same  
13 publication. Unless otherwise determined by the chief of the legislative reference  
14 bureau, each edition of the Laws of Wisconsin shall be substantially the same in  
15 format, printing, and binding as the previous edition of the same publication. Unless  
16 otherwise determined by the legislative reference bureau, each edition of the  
17 biennial Wisconsin statutes and the Wisconsin administrative code and register  
18 printed under s. 35.18 (1) (a) shall be substantially the same in format, printing, and  
19 binding as the previous edition of the same publication. Unless otherwise  
20 determined by the legislative reference bureau, each electronic publication of the  
21 Wisconsin statutes under s. 35.18 (1) (b), the Wisconsin administrative code under  
22 s. 35.93 (2), and the Wisconsin administrative register under s. 35.93 (3) shall be in  
23 substantially the same format as the previous edition or version of the same  
24 publication.

(3) Specifications for class 1 state printing shall be determined by the department with the advice and approval of the joint committee on legislative organization, except as otherwise provided for the Laws of Wisconsin ~~and the Wisconsin administrative code and register~~ under sub. (2).

575 P  
SECTION 27. 35.56 (1) (a) of the statutes is amended to read:

35.56 (1) (a) As a basis for printing of the biennial Wisconsin statutes and the ~~Wisconsin administrative code and register~~ under s. 35.18 (1) (a), the department shall, before advertising for bids and after consultation with the legislative reference bureau, establish base prices for 2-year periods and establish specifications subject to approval by the legislative reference bureau for 2-year periods.

575 PP  
SECTION 28. 35.81 (3) of the statutes is amended to read:

35.81 (3) "State document" includes every publication produced by a state agency in multiple copies or prepared for a state agency in multiple copies by a private individual or organization that is supported wholly or partly by any funds appropriated by this state, regardless of the format or process by which produced and regardless of the source of funds provided to the publisher, which is intended by the publisher to be disseminated or made accessible to the public or is required by law to be published, but does not include any publication of a state agency intended by the state agency to be used solely for internal purposes within the state agency or between that state agency and other state agencies and does not include the Wisconsin administrative code or the Wisconsin administrative register.

575 R  
SECTION 29. 35.84 (figure) columns C and F of the statutes are repealed.

575 RP  
SECTION 30. The unnumbered title preceding 35.93 of the statutes [precedes 35.93] is amended to read:

WISCONSIN ADMINISTRATIVE CODE AND REGISTER

575t  
① SECTION 31. 35.93 of the statutes is repealed and recreated to read:

2       **35.93 Wisconsin administrative code and register.** (1) DEFINITIONS. In  
3 this section:

4       (a) "Agency" has the meaning given in s. 227.01 (1).

5       (b) "Chapter" means the highest organizational unit into which an agency's  
6 rules are divided within the Wisconsin administrative code.

7       (c) "Date of publication" means the date on which a register is published under  
8 sub. (2) (a).

9       (d) "End-of-month register" means the last register published in a calendar  
10 month.

11       (e) "Issue" means all registers published in a calendar month.

12       (f) "Notice-only register" means a register other than an end-of-month  
13 register.

14       (g) "Rule" has the meaning given in s. 227.01 (13).

15       **(2) WISCONSIN ADMINISTRATIVE REGISTER.** (a) The legislative reference bureau  
16 shall electronically publish the Wisconsin administrative register on the Internet in  
17 one or more electronic file formats on the Monday of each week, or on the next  
18 working day, as defined in s. 227.01 (14), if Monday is a holiday under s. 230.35 (4)  
19 (a).

20       (b) The legislative reference bureau shall include all of the following in each  
21 notice-only register and each end-of-month register:

22       1. A title page with the name "Wisconsin Administrative Register," the issue  
23 number, and the date of publication of the register.

24       2. A table of contents.

1           3. A notice section containing all of the following that are received by the  
2 legislative reference bureau after the compilation of the preceding register:

3           a. Notices of emergency rules in effect under s. 227.24 (3).

4           b. Statements of the scope of proposed rules under ss. 227.135 and 227.24 (1)  
5 (e) 1d.

6           c. Notices of submittal of proposed rules to the legislative council staff under  
7 s. 227.14 (4m).

8           d. Notices of hearings on rule making under s. 227.17 (1).

9           e. Notices of intent to promulgate rules without a public hearing under s.  
10 227.16 (2) (e).

11           f. Fiscal estimates and economic impact analyses for proposed rules under ss.  
12 227.137 and 227.14 (4) and emergency rules under s. 227.24 (1) (e) 2.

13           g. Notices of referrals of proposed rules to presiding officers under s. 227.19 (2).

14           h. Notices of declaratory judgments under s. 227.40 (6).

15           i. Web addresses provided by agencies under s. 101.055 (3) (a) or 227.21 (2) (c)  
16 for proposed rules.

17           j. Other notices that are otherwise required by law to be included or that the  
18 legislative reference bureau determines are appropriate for inclusion in the  
19 Wisconsin administrative register.

20           4. Copies of all rules filed with the legislative reference bureau under s. 227.20  
21 (1) since the compilation of the preceding register, including emergency rules filed  
22 under s. 227.24 (3).

23           5. Copies of all executive orders received by the legislative reference bureau  
24 since the compilation of the preceding register.

1           6. Web addresses provided by agencies under s. 101.055 (3) (a) or 227.21 (2) (c)  
2 for rules included in a register under subd. 4.

3           (c) The legislative reference bureau shall include all of the following in each  
4 end-of-month register:

5           1. Each chapter of the Wisconsin administrative code that has been affected by  
6 rules filed with legislative reference bureau under s. 227.20 (1), in accordance with  
7 sub. (3) (e) 1.

8           2. Any other chapters of the administrative code determined by the legislative  
9 reference bureau to be appropriate for publication due to corrections made under s.  
10 13.92 (4) (b) or 35.17 or due to the addition of editorial notes.

11           3. Instructions or information to help the user to correctly identify insertions  
12 and deletions in the Wisconsin administrative code and that keep the Wisconsin  
13 administrative code current.

14           (d) The legislative reference bureau shall number each issue consecutively.

15           (e) Any document required to be included in the Wisconsin administrative  
16 register shall be considered published under par. (a) if the document can be accessed  
17 from the register's table of contents by the use of one or more hypertext links.

18           **(3) WISCONSIN ADMINISTRATIVE CODE.** (a) The legislative reference bureau shall  
19 electronically publish the Wisconsin administrative code on the Internet in one or  
20 more electronic file formats, as the legislative reference bureau determines. The  
21 legislative reference bureau may electronically publish the Wisconsin  
22 administrative code on other electronic media in one or more electronic file formats,  
23 as the legislative reference bureau determines.

24           (b) Except as otherwise provided in s. 227.21 (2), the legislative reference  
25 bureau shall include in the Wisconsin administrative code published under par. (a)

1 all permanent rules in force, except that the legislative reference bureau may omit  
2 tables and graphic images from publication in a particular electronic file format if  
3 the legislative reference bureau determines that the tables and graphic images are  
4 incompatible with that electronic file format. If the legislative reference bureau  
5 omits tables or graphics under this paragraph, the legislative reference bureau shall  
6 insert a note following the affected provision identifying the omission and providing  
7 a hypertext link providing electronic access to the table or graphic image. The  
8 legislative reference bureau shall at all times publish the administrative code on the  
9 Internet in at least one electronic file format that allows for publication of all tables  
10 and graphic images contained in the administrative code.

11 (c) The legislative reference bureau shall include all of the following with each  
12 chapter of the Wisconsin administrative code published under par. (a):

13 1. The date and issue number of the Wisconsin administrative register in which  
14 the chapter is published.

15 2. The name of the promulgating agency.

16 3. A chapter title and number.

17 4. A table of contents for the chapter.

18 5. A notice stating that the chapter is published under the authority granted  
19 by this subsection.

20 (d) The legislative reference bureau shall include with the Wisconsin  
21 administrative code a table of contents and an index of all permanent rules currently  
22 in effect.

23 (e) The legislative reference bureau shall incorporate into the appropriate  
24 chapters of the Wisconsin administrative code each permanent rule filed with the

1 legislative reference bureau under s. 227.20 (1) and, for each chapter of the  
2 administrative code affected by a rule, do all of the following:

3 1. Publish the chapter in the appropriate end-of-month register in accordance  
4 with the filing deadline for publication established in the rules procedures manual  
5 published under s. 227.15 (7) or in an end-of-month register agreed to by the  
6 submitting agency and the legislative reference bureau.

7 2. Publish the chapter in the Wisconsin administrative code published on the  
8 Internet on the first day of the month following the date of publication of the  
9 end-of-month register in which the chapter is published under subd. 1. and sub. (2)  
10 (c) 1. and publish the chapter in the Wisconsin administrative code published on any  
11 other electronic media under par. (a) on or after the day after the date of publication  
12 of that end-of-month register.

13 3. If the chapter is affected by a rule that adopts standards under s. 101.055  
14 (3) (a) or 227.21 (2) (a), publish, in conjunction with the publication of the chapter  
15 under subd. 2., any Web addresses provided under s. 101.055 (3) (a) or 227.21 (2) (c).

16 (f) If a chapter of the Wisconsin administrative code is published in an  
17 end-of-month register under sub. (2) (c) 2., the legislative reference bureau shall  
18 publish the chapter in the Wisconsin administrative code published on the Internet  
19 on the first day of the month following the date of publication of that end-of-month  
20 register and shall publish the chapter in the Wisconsin administrative code  
21 published on any other electronic media under par. (a) on or after the day after the  
22 date of publication of that end-of-month register.

23 *# Page 772, line 18: after that line insert:*

24 *✓* **SECTION 32.** 101.055 (3) (a) of the statutes is amended to read:

25 101.055 (3) (a) The department shall adopt, by administrative rule, standards  
to protect the safety and health of public employees. The standards shall provide

1 protection at least equal to that provided to private sector employees under  
2 standards promulgated by the federal occupational safety and health  
3 administration, but no rule may be adopted by the department which defines a  
4 substance as a "toxic substance" solely because it is listed in the latest printed edition  
5 of the national institute for occupational safety and health registry of toxic effects of  
6 chemical substances. The department shall revise the safety and health standards  
7 adopted for public employees as necessary to provide protection at least equal to that  
8 provided to private sector employees under federal occupational safety and health  
9 administration standards, except as otherwise provided in this paragraph.  
10 Notwithstanding ss. 35.93 and 227.21, if the standards adopted by the department  
11 are identical to regulations adopted by a federal agency, the standards need not be  
12 duplicated published in full in the Wisconsin administrative code and register as  
13 provided in ss. 35.93 and 227.21 if the identical federal regulations are made  
14 available to the public at a reasonable cost, and promulgated in accordance with ch.  
15 227, except s. 227.21, and distributed in accordance with s. 35.84. The department  
16 may provide to the legislative reference bureau one or more Web addresses to provide  
17 electronic access to any standards adopted under this paragraph for publication in  
18 conjunction with the publication of the Wisconsin administrative code and register  
19 under s. 35.93. ✓✓

20 ✓✓ SECTION 33. 227.01 (8m) of the statutes is created to read:  
1991 p

21 227.01 (8m) "Permanent rule" means a rule other than a rule promulgated  
22 under s. 227.24. ✓✓

23 ✓✓ SECTION 34. 227.135 (3) of the statutes is amended to read:  
1996 bp

24 227.135 (3) If the governor approves a statement of the scope of a proposed rule  
25 under sub. (2), the agency shall send an electronic copy of the statement to the



1 legislative reference bureau, in a format approved by the legislative reference  
2 bureau, for publication in the register. On the same day that the agency sends the  
3 statement to the legislative reference bureau, the agency shall send a copy of the  
4 statement to the secretary of administration. The agency shall include with any  
5 statement of scope sent to the legislative reference bureau the date of the governor's  
6 approval of the statement of scope. The legislative reference bureau shall assign a  
7 discrete identifying number to each statement of scope and shall include that  
8 number and the date of the governor's approval in the publication of the statement  
9 of scope in the register.

10 **SECTION 35.** <sup>1996 d</sup> 227.14 (4m) of the statutes is amended to read:

11 227.14 (4m) NOTICE OF SUBMITTAL TO LEGISLATIVE COUNCIL STAFF. On the same  
12 day that an agency submits a proposed rule to the legislative council staff under s.  
13 227.15, the agency shall prepare a written notice of the agency's submittal to the  
14 legislative council staff. The notice shall include a statement of the date on which  
15 the proposed rule has been submitted to the legislative council staff for review, of the  
16 subject matter of the proposed rule and of whether a public hearing on the proposed  
17 rule is required, and shall identify the organizational unit within the agency that is  
18 primarily responsible for the promulgation of the rule. The notice shall also include  
19 a statement containing the identifying number of the statement of scope for the  
20 proposed rule assigned under s. 227.135 (3), the date of publication and issue number  
21 of the register in which the statement of scope is published, and the date of approval  
22 of the statement of scope by the individual or body with policy-making powers over  
23 the subject matter of the proposed rule under s. 227.135 (2). The notice shall be  
24 approved by the individual or body with policy-making powers over the subject  
25 matter of the proposed rule. The agency shall send an electronic copy of the notice

1 to the legislative reference bureau, in a format approved by the legislative reference  
2 bureau, for publication in the register. On the same day that the agency sends the  
3 notice to the legislative reference bureau, the agency shall send a copy of the notice  
4 to the secretary of administration.

5 **SECTION 36.** <sup>1996dp</sup> 227.16 (2) (e) (intro.) of the statutes is amended to read:

6 227.16 (2) (e) (intro.) The proposed rule ~~and the fiscal estimate required under~~  
7 ~~s. 227.14 (4) are, as submitted to the legislative council staff under s. 227.15 (1), is~~  
8 sent to the legislative reference bureau in an electronic format approved by the  
9 legislative reference bureau and published in the notice section of the register with  
10 a statement that the proposed rule will be promulgated without public hearing  
11 unless a petition is received by the agency within 30 days after publication of the  
12 notice, signed by any of the following:

13 **SECTION 37.** <sup>1996f</sup> 227.17 (1) (a) and (b) of the statutes are amended to read:

14 227.17 (1) (a) Send written notice of the hearing, in an electronic format  
15 approved by the legislative reference bureau, to the legislative reference bureau for  
16 publication in the register and, if required, publish the notice in a local newspaper.

17 (b) Send an electronic copy of the written notice of the hearing under par. (a)  
18 to each member of the legislature who has filed a written request for notice with the  
19 legislative reference bureau. Upon request, the legislative reference bureau shall  
20 furnish an agency with the name and address of each legislator who has requested  
21 notice.

22 **SECTION 38.** <sup>1996fp</sup> 227.17 (2) of the statutes is amended to read:

23 227.17 (2) The notice under sub. (1) shall be given at least 10 days prior to the  
24 date set for a hearing. Notice through the register is considered to have been given

1 on the effective date of the issue of the register in which the notice first appears, ~~or,~~  
2 ~~if applicable, on the date prescribed under s. 227.22 (4).~~

3 <sup>1996h</sup>  
**SECTION 39.** 227.17 (3) (b) of the statutes is amended to read:

4 227.17 (3) (b) ~~Either the text of A copy of the proposed rule in the form specified~~  
5 ~~in s. 227.14 (1), or an informative summary of the effect of the proposed rule. If the~~  
6 ~~agency chooses to publish an informative summary rather than the full text of a~~  
7 ~~proposed rule, the notice shall include a description of how a copy of the text may be~~  
8 ~~obtained from the agency at no charge as submitted to the legislative council staff~~  
9 ~~under s. 227.15 (1).~~

10 <sup>1996hp</sup>  
**SECTION 40.** 227.17 (3) (c) and (d) of the statutes are repealed.

11 <sup>1996j</sup>  
**SECTION 41.** 227.17 (3) (e) of the statutes is repealed.

12 <sup>1996jp</sup>  
**SECTION 42.** 227.17 (3) (em) of the statutes is amended to read:

13 227.17 (3) (em) ~~The economic impact analysis required under s. 227.137 (2),~~  
14 ~~any revised economic impact analysis required under s. 227.137 (4), and any Any~~  
15 ~~report prepared by the department of administration under s. 227.137 (6), or a~~  
16 ~~summary of that analysis and report and a description of how a copy of the full~~  
17 ~~analysis and report may be obtained from the agency at no charge.~~

18 <sup>1996L</sup>  
**SECTION 43.** 227.19 (2) of the statutes is amended to read:

19 227.19 (2) An agency shall submit a notice to the chief clerk of each house of  
20 the legislature when a proposed rule is in final draft form. The notice shall be  
21 submitted in triplicate and shall be accompanied by a report in the form specified  
22 under sub. (3). A notice received under this subsection after the last day of the  
23 legislature's final general-business floorperiod in the biennial session as established  
24 in the joint resolution required under s. 13.02 (3) shall be considered received on the  
25 first day of the next regular session of the legislature, unless the presiding officers

1 of both houses direct referral of the notice and report under this subsection before  
2 that day. The presiding officer of each house of the legislature shall, within 10  
3 working days following the day on which the notice and report are received, direct  
4 the appropriate chief clerk to refer the notice and report to one standing committee.  
5 The agency shall submit to the legislative reference bureau for publication in the  
6 register, in an electronic format approved by the legislative reference bureau, a  
7 statement that a proposed rule has been submitted to the chief clerk of each house  
8 of the legislature. The agency shall also include in the statement the date of approval  
9 of the proposed rule by the governor under s. 227.185. Each chief clerk shall enter  
10 a similar statement in the journal of his or her house.

11 ~~SECTION 44.~~ <sup>1996 LP</sup> 227.20 (1) of the statutes is amended to read:

12 227.20 (1) An agency shall file a certified copy of each rule it promulgates with  
13 the legislative reference bureau. No rule is valid until the certified copy has been  
14 filed. A certified copy shall be typed or duplicated on 8 1/2 by 11 inch paper, leaving  
15 sufficient room for a stamp at the top of the first page. Forms that are filed need not  
16 comply with the specifications of this subsection. The agency shall also send a copy  
17 of each rule to the legislative reference bureau in an electronic format approved by  
18 the legislative reference bureau.

19 ~~SECTION 45.~~ <sup>1996 n</sup> 227.21 (1) of the statutes is amended to read:

20 227.21 (1) ~~All~~ The legislative reference bureau shall publish all rules that  
21 agencies are directed by this chapter to file with the legislative reference bureau  
22 ~~shall be published under s. 227.20 in the code and register and shall publish all~~  
23 permanent rules that agencies are directed by this chapter to file with the legislative  
24 reference bureau under s. 227.20 in the code, as required under provided in s. 35.93.

25 ~~SECTION 46.~~ <sup>1996 np</sup> 227.21 (2) (c) of the statutes is created to read:

1           227.21 (2) (c) An agency that adopts standards under par. (a) may provide the  
2 legislative reference bureau with one or more Web addresses to provide electronic  
3 access to the standards for publication in conjunction with the publication of the  
4 Wisconsin administrative code and register under s. 35.93.

5           <sup>1996 P</sup>  
~~SECTION 47.~~ 227.22 (1) of the statutes is amended to read:

6           227.22 (1) In this section, "date of publication" means the first date on which  
7 ~~an issue of the register is mailed to any person entitled under s. 35.84 to receive it~~  
8 a register is published under s. 35.93 (2).

9           <sup>1996 PP</sup>  
~~SECTION 48.~~ 227.22 (2) (d) of the statutes is repealed.

10          <sup>1996 r</sup>  
~~SECTION 49.~~ 227.22 (4) of the statutes is repealed.

11          <sup>1996 RP</sup>  
~~SECTION 50.~~ 227.24 (1) (e) 2. of the statutes is amended to read:

12          227.24 (1) (e) 2. Prepare a fiscal estimate ~~of~~ for the rule in the format prescribed  
13 under s. 227.14 (4) ~~and~~, mail the fiscal estimate to each member of the legislature,  
14 and send a copy of the fiscal estimate to the legislative reference bureau in an  
15 electronic format approved by the legislative reference bureau, not later than 10 days  
16 after the date on which the rule is published.

17          <sup>1996 t</sup>  
~~SECTION 51.~~ 227.24 (3) of the statutes is amended to read:

18          227.24 (3) FILING. An agency shall file a rule promulgated under sub. (1) as  
19 provided in s. 227.20, shall mail a copy to the chief clerk of each house and to each  
20 member of the legislature at the time that the rule is filed and shall take any other  
21 step it considers feasible to make the rule known to persons who will be affected by  
22 it. The legislative reference bureau shall insert in the notice section of each issue of  
23 the register a brief description of each rule under sub. (1) that is currently in effect,  
24 and a copy of the rule and fiscal estimate. Each copy, notice or description of a rule  
25 promulgated under sub. (1) (a) shall be accompanied by a statement of the emergency

1 finding by the agency or by a statement that the rule is promulgated at the direction  
2 of the joint committee for review of administrative rules under s. 227.26 (2) (b).

3 **SECTION 52.** <sup>1996 TP</sup> 227.40 (6) of the statutes is amended to read:

4 227.40 (6) Upon entry of a final order in a declaratory judgment action under  
5 sub. (1), the court shall ~~notify~~ send an electronic notice to the legislative reference  
6 bureau of the court's determination as to the validity or invalidity of the rule, in a  
7 format approved by the legislative reference bureau, and the legislative reference  
8 bureau shall publish a notice of that determination in the Wisconsin administrative  
9 register under s. 35.93 (4) (2) and insert an annotation of that determination in the  
10 Wisconsin administrative code under s. 13.92 (4) (a). <sup>12</sup>

11 <sup>4</sup> ~~SECTION 53.~~ <sup>996, line 10: after that line insert:</sup> 889.01 of the statutes is amended to read:

12 **889.01 Publication by state as evidence of laws.** Books, pamphlets and  
13 other documents purporting to be printed by the state as copies of its statutes,  
14 legislative acts and resolutions, senate and assembly journals or orders, rules,  
15 regulations or decisions of any of its boards, departments, commissions or agencies,  
16 are prima facie evidence that they are such publications as they purport to be, and  
17 are correct copies of such statutes, acts, resolutions, journals, orders, rules,  
18 regulations and decisions, respectively; and such printed journals of said houses,  
19 respectively, are prima facie evidence of their proceedings. Electronic documents  
20 purporting to be published by the legislative reference bureau under ss. 35.095 (3)  
21 (a), 35.18 (1) (b), and 35.93 as copies of Wisconsin's statutes, legislative acts, or  
22 administrative rules are prima facie evidence that they are such publications as they  
23 purport to be and are correct copies of such statutes, legislative acts, and  
24 administrative rules. <sup>2317 p</sup>

25 **SECTION 9127. Nonstatutory provisions; Legislature.**

⑨ - Page 1023, Line 3: after that line insert:

1 (1) STATEMENTS OF SCOPE OF PROPOSED RULES PUBLISHED PRIOR TO EFFECTIVE DATE  
2 OF 2011 WISCONSIN ACT 21.

19  
Change to hard letter

3 (a) Notwithstanding section 227.14 (4m) of the statutes, as affected by this act,  
4 if an agency's statement of the scope of a proposed rule under section 227.135 of the  
5 statutes was published in the Wisconsin Administrative Register prior to June 8,  
6 2011, the notice required under section 227.14 (4m) of the statutes, as affected by this  
7 act, need not include an identifying number for the statement of scope for the  
8 proposed rule or the date of approval of the statement of scope for the proposed rule  
9 by the individual or body with policy-making powers over the subject matter of the  
10 proposed rule under section 227.135 (2) of the statutes.

Change to hard letter

11 (b) Notwithstanding section 227.19 (2) of the statutes, as affected by this act,  
12 if an agency's statement of the scope of a proposed rule under section 227.135 of the  
13 statutes was published in the Wisconsin Administrative Register prior to June 8,  
14 2011, the agency shall include in its notice under section 227.19 (2) of the statutes,  
15 as affected by this act, a statement of the date and issue number of the the register  
16 in which the statement of scope for the proposed rule was published, in lieu of a  
17 statement of the governor's date of approval of the proposed rule.

1r  
18 (2) REFUNDS FOR ADVANCE PAYMENTS FOR PRINTED WISCONSIN ADMINISTRATIVE CODE  
19 AND REGISTER. Notwithstanding section 35.93 (7), 2011 stats., upon request, the  
20 department of administration shall refund to any person the pro rata share of any  
21 advance payment made by that person for printed copies of the Wisconsin  
22 administrative code or Wisconsin administrative register that were to be delivered  
23 to the person on or after the effective date of this subsection.

24 SECTION 9327. Initial applicability; Legislature.

¶ # Page 1064, line 12: after that line insert:

1 (1) The treatment of section 227.22 (1), (2) (d), and (4) of the statutes first  
2 applies to rules published in the register under section 35.93 (2) (c) 1. of the statutes,  
3 as affected by this act, on the effective date of this subsection.

PUBLICATION OF RULES IN REGISTER. CS

4 **SECTION 9427. Effective dates; Legislature.**

5 (1) The repeal of sections 13.92 (2m) (c), 35.84 (figure) columns C and F, 227.17

PUBLICATION OF ADMINISTRATIVE CODE AND REGISTER. CS

6 (3) (c) and (d), 227.17 (3) (e), 227.22 (2) (d), and 227.22 (4) of the statutes, the

7 renumbering of section 35.18 (1) of the statutes, the renumbering and amendment

8 of sections 35.18 (2) and 35.23 of the statutes, the amendment of sections 13.92 (1)

9 (bm) (intro.), 13.92 (1) (bm) 1., 13.92 (1) (bm) 3., 13.92 (2) (i), 13.92 (2) (j), 13.92 (2m)

10 (title), (a), (b), and (d), 13.92 (4) (a), 20.004 (2), 35.01 (2), 35.012, 35.05 (1), (2) (b), and

11 (3), 35.095 (3) (a), 35.17, the unnumbered title preceding 35.18, 35.18 (2) (title),

12 35.20, 35.50 (2) and (3), 35.56 (1) (a), 35.81 (3), the unnumbered title preceding 35.93,

13 101.055 (3) (a), 227.135 (3), 227.14 (4m), 227.16 (2) (e) (intro.), 227.17 (1) (a) and (b),

14 227.17 (2), 227.17 (3) (b), 227.17 (3) (em), 227.19 (2), 227.20 (1), 227.21 (1), 227.22 (1),

15 227.24 (1) (e) 2., 227.24 (3), 227.40 (6), and 889.01 of the statutes, the repeal and

16 recreation of section 35.93 of the statutes, the creation of sections 13.92 (1) (f), 20.505

17 (1) (fz), 35.18 (1) (b), 35.18 (2) (b), 227.01 (8m), and 227.21 (2) (c) of the statutes, and

18 SECTIONS 9127 (1) and (2) and 9327 (1) of this act take effect on January 1, 2015.

19 (2) The repeal of section 20.505 (1) (fz) of the statutes takes effect on July 1,

20 2015.

REFUNDS FOR SUBSCRIPTIONS TO ADMINISTRATIVE CODE  
AND REGISTER.

21

(END)

¶ # Page 1076, line 4: after that line insert: